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# புதுச்சேரி மாநில அரசிதழ்

## La Gazette de L' État de Poudouchéry The Gazette of Puducherry

### PART - I

#### சிறப்பு வெளியீடு

அதிகாரம் பெற்ற  
வெளியீடு

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No.	85 Poudouchéry	Mercredi	15	Juin	2011 (25 Jyaistha 1933)
No.	Puducherry	Wednesday	15th	June	2011

#### IN THE COURT OF SUB-DIVISIONAL MAGISTRATE (NORTH) AT PUDUCHERRY

Present : Thiru P. JAWAHAR, I.A.S.,  
Sub-Divisional Magistrate (North).

M.C. No. 422/2011 Under Section 133 Cr. P.C.

Thiru Chandru (32), S/o. Kanniappan,  
No. 6, Vinayagar Koil Street,  
Pethuchettipettai, Lawspet,  
Puducherry-605 008.

.. Petitioner

Versus

1. The Commissioner,  
Pondicherry Municipality.
2. The Commissioner,  
Oulgaret Municipality.  
Puducherry.

.. Counter petitioners

## ABSOLUTE ORDER UNDER SECTION 138 Cr. P.C.

To

1. The Commissioner,  
Pondicherry Municipality,
2. The Commissioner,  
Oulgaret Municipality,  
Puducherry.

Whereas, this court has given you a conditional order under section 133 Cr. PC in the abovesaid M.C. No. 422/2011 on 31-5-2011 requiring you to take necessary action to remove the banners/cut-outs erected in your respective jurisdictions which are causing huge nuisance to the movement of the general public by diverting the attention of vehicular commuters thereby leading to frequent accidents and traffic congestion. Hence, in the interest of public at large, you have been given 15 days time to take necessary action to remove the banners/cut-outs from the date of receipt of this order or directed to appear before this court in person or by pleader on 15-6-2011 at 3.30 p.m;

And whereas, during the enquiry on 15-6-2011, both the counter petitioners have appeared before this court and reported that necessary steps have been initiated to remove the banners in their respective jurisdictions. In this regard, they sought for more time to comply with the conditional order. On the other hand the petitioner and his counsel present informed that so far no action has been taken by the municipal authorities to remove the banners. Further, upon inspection of the undersigned, it was found that lot of banners were still found to exist in the roadside and pavements obstructing vital public space;

Now, therefore, I, P. Jawahar, I.A.S., Sub-Divisional Magistrate (North), Puducherry on perusing the documents, statements of both parties and upon personal inspection and having satisfied to the existence of banners obstructing public space and movement. Hereby order that the conditional order, dated 31-5-2011 has been made absolute under section 138 Cr. PC and three weeks time is given to you (*i.e.*, before 5.00 p.m. of 7-7-2011) to make necessary arrangements to remove the banners/cut-outs erected in your respective jurisdictions. On failure to obey the orders, necessary action will be initiated against you as provided by the Indian Penal Code for disobedience thereto.

Given under my hand seal of the court on this the 15th day of June 2011.

**P. JAWAHAR, I.A.S.,**  
Sub-Divisional Magistrate (North).